

## Message Text

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15

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TO USMISSION USUN NEW YORK

INFO AMEMBASSY MOSCOW

AMCONSUL LENINGRAD

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E.O.11652 N/A

TAGS: PFOR ASEC UR US UN

SUBJECT: SOVIET EMBASSY PROTEST OF DECEMBER JDL DEMONSTRATION AT SMUN

REF: USUN 5769, 5758, 5749

1. DEPARTMENT HAS RECEIVED SOVIET EMBASSY NOTE DATED JANUARY 3 PROTESTING DECEMBER 26 JDL ACTIVITIES AT SMUN. INFORMAL TRANSLATION FOLLOWS:

QUOTE

IN CONNECTION WITH THE EVENTSWICH TOOK PLACE AT THE END OF DECEMBER IN FRONT OF BUILDING OF THE USSR MISSION TO THE UN, THE EMBASSY OF THE UNION OF SOVIET SOCIALIST  
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REPUBLICS IN THE UNITED STATES OF AMERICA HAS ALREADY

TRANSMITTED ORALLY TO THE LEADERSHIP OF THE US DEPARTMENT OF STATE THE DEMAND FOR IMMEDIATE MEASURES AIMED AT DRASTIC SUPPRESSION OF THE OUTRAGES PERPETRATED BY ZIONIST HOOLIGANS AGAINST THE SOVIET MISSION AND ITS STAFF.

IN CONNECTION WITH THIS OCCURRENCE THE EMBASSY WOULD LIKE TO POINT OUT ONCE AGAIN THAT THE ACTIONS OF THESE HOOLIGANS ARE INTOLERABLE; THEY ATTACKED A SOVIET DIPLOMAT -- MINISTER EXTRAORDINARY AND PLENIPOTENTIARY YE. N. MAKEYEV, DEPUTY PERMANENT REPRESENTATIVE OF THE USSR AT THE UN, AND CHILDREN RETURNING FROM SCHOOL.

THE EMBASSY TAKES NOTE OF THE INFORMATION PROVIDED BY THE US DEPARTMENT OF STATE CONCERNING THE MEASURES TAKEN FOR THE PURPOSE OF STOPPING THE HOOLIGAN MOB GATHERINGS WHICH ARE BEING ORGANIZED IN THE IMMEDIATE VICINITY OF THE USSR MISSION TO THE UN BY ZIONIST ORGANIZATIONS HOSTILE TO THE SOVIET UNION, NAMELY: FORBIDDING THE HOLDING OF MOB GATHERINGS BY THESE ORGANIZATIONS DIRECTLY ON 67TH STREET, WHERE THE MISSION IS LOCATED, ARRESTING AND BRINGING TO TRIAL THE PERSONS WHO HAD ATTACKED THE SOVIET DIPLOMAT AND THE SCHOOL CHILDREN, AND FORBIDDING THE SHOUTING OF CURSES AND INVECTIVES BY DEMONSTRATORS.

IN CONNECTION WITH THESE EVENTS THE EMBASSY DRAWS THE ATTENTION OF THE DEPARTMENT OF STATE TO THE FACT THAT IT HAS REPEATEDLY INSISTED ON DECISIVE SUPPRESSION AND IN-ADMISSION IN THE FUTURE OF HOSTILE HOOLIGAN ACTS ON THE PART OF THE ZIONIST ELEMENTS, WHICH HAMPER THE NORMAL WORK OF SOVIET ESTABLISHMENTS IN THE US.

THE EXPLANATIONS OF THE DEPARTMENT OF STATE ON THIS SCORE, SPECIFICALLY THOSE CONTAINED IN THE NOTE OF NOVEMBER 12, 1973, WHICH IMPLY A STRANGE CLASSIFICATION OF HOSTILE ACTS AGAINST SOVIET DIPLOMATIC ESTABLISHMENTS INTO "LAWFUL" AND "UNLAWFUL", CANNOT BY ANY MEANS BE CONSIDERED SATISFACTORY. NOR CAN THE EMBASSY BE SATISFIED BY ASSURANCES TO THE EFFECT THAT APPROPRIATE US AUTHORITIES WOULD TAKE STEPS TO PREVENT ONLY "UNLAWFUL INTERFERENCE" WITH THE NORMAL FUNCTIONING OF THE EMBASSY. HOW AND BY WHOM WILL LIMITED OFFICIAL USE

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IT BE DETERMINED WHETHER INTERFERENCE IS LAWFUL OR UNLAWFUL? MOREOVER, JUST WHAT IS "LAWFUL INTERFERENCE?"

THE EXAMPLE OF THE LATEST HOSTILE ACTS OF HOOLIGAN ELEMENTS AGAINST THE USSR MISSION TO THE UN, WHEN THE AMERICAN POLICE FIRST TOOK NO ACTION AT ALL, DEMONSTRATES QUITE CLEARLY THAT ADOPTION OF SUCH A COURSE WOULD MEAN TO LEAVE MATTERS TO THE MERCY OF FATE, TO LIMIT ONESELF TO

ENDLESS LEGAL ARGUMENTS ON THE QUESTION OF SAFEGUARDING THE NORMAL ACTIVITIES OF SOVIET MISSIONS IN THE US. AS IS WELL KNOWN, THE SOVIET SIDE TO DATE HAS NOT ADOPTED SUCH A COURSE WITH RESPECT TO THE US EMBASSY IN MOSCOW.

IN CONNECTION WITH THE ABOVE, THE EMBASSY OF THE USSR ONCE AGAIN DEMANDS THAT THOSE WHO TOOK PART IN THE AFOREMENTIONED MOB GATHERINGS OF HOOLIGANS AND THOSE WHO ARE GUILTY OF INJURING THE SOVIET DIPLOMAT MAKEYEV BE BROUGHT TO JUSTICE, AND THAT COMPENSATION BE PAID FOR THE PROPERTY DAMAGE TO THE AUTOMOBILES OF THE USSR MISSION TO THE UN.

THE EMBASSY OF THE USSR INSISTS THAT THE APPROPRIATE AUTHORITIES OF THE UNITED STATES TAKE EFFECTIVE STEPS TO PREVENT A REPETITION OF SUCH INCIDENTS WITH RESPECT TO SOVIET ESTABLISHMENTS IN THE US, AND THAT THE AMERICAN POLICE BE GIVEN QUITE EXPLICIT INSTRUCTIONS CONCERNING THE NEED TO STOP QUICKLY ANY ACTS HAMPERING THE NORMAL FUNCTIONING OF SOVIET ESTABLISHMENTS IN THE US, PARTICULARLY THOSE WHICH JEOPARDIZE THE SAFETY OF THEIR EMPLOYEES AND MEMBERS OF THEIR FAMILIES.

END QUOTE

2. SOVIET REFERENCE TO LAWFUL AND UNLAWFUL INTERFERENCE IS CONFUSED INTERPRETATION OF DEPARTMENT'S NOTE OF NOVEMBER 11 WHICH, IN RESPONSE TO EARLIER SOVIET NOTE, INFORMED SOVIET EMBASSY THAT US FEDERAL COURT HAD HELD VERBAL PROTESTS OR DISTRIBUTION OF PRINTED MATERIAL BY MAXIMUM OF TWO PEOPLE TO BE LEGAL UNDER DISTRICT OF COLUMBIA'S "500-FOOT" LAW. COPY OF DEPARTMENT'S NOVEMBER 12 NOTE BEING POUCHED TO USUN.

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3. DEPARTMENT WOULD APPRECIATE MISSION'S ASSESSMENT OF VALIDITY OF SOVIET EMBASSY CLAIM OF POLICE INACTIVITY AT OUTSET OF DECEMBER 26 INCIDENT. DEPARTMENT WOULD ALSO APPRECIATE KNOWING STATE OF PLAY REGARDING POLICE INVESTIGATION OF MAKEEV INCIDENT EVENING OF DECEMBER 26. RUSH

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